**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**

**ORDINARY ORIGINAL CIVIL JURISDICTION**

NOTICE OF MOTION NO. 115 OF 2006

IN

SUIT NO. 3245 OF 2001

M/s. Tools Steel Syndicate. .. Plaintiff.

vs.

Batliboi Ltd., .. Defendants.

Mr. N.M. Kenia for the plaintiff.

Mr. Ashish Kamath i/by V. Deshpande & Co.

for Defendants.

**CORAM : S.U.KAMDAR, J.**

**DATE : 23rd January,2006.**

P.C.

. The present matter is settled between the parties. The defendant has agreed to pay a sum of Rs. 3,03,034/- in full ad final settlement of the claim. Accordingly, decree is passed for the same. The plaintiff will be entitled to withdraw the sum of Rs. 1,25,000/- deposited in this Court with accrued interest thereon, if any, The office of the Prothonotary and Senior Master is directed to permit the plaintiff the withdrawal of the aforesaid amount. The defendant has also tendered a demand

draft of Rs. 1,73,034/- dated 28.1.2006 and he undertakes to pay further amount of Rs. 5000/- on or before 25.1.2006. On the aforesaid amount being paid the decree passed against the defendant to be marked satisfied and there shall be no claim against either of the parties in respect of the suit claim. Motion as well as suit both disposed of accordingly. No order as to costs. !